

JAN 12 2006

**FACSIMILE
TRANSMISSION
TO USPTO**

CERTIFICATION OF FACSIMILE TRANSMISSION:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FACSIMILE
TRANSMITTED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450,
ALEXANDRIA, VA 22313-1450 ON THE DATE SHOWN BELOW:Date of Transmission: **JANUARY 12/2006**
Name of Person Making Transmission: Robert Faber
Signature: *Robert Faber*

DOCUMENT(S) FAXED:

PAGES ATTACHED:

Re Applic of	Bruce B. Doris, et al.
Docket No.	FIS920040081US1
Serial No.	10/709,248
Filing Date	04/23/04
Attorney	Joseph P. Abate

Attached: Response to Restriction Requirement

PLEASE DELIVER TO:
EXAMINER: Matthew W. Such
ART UNIT: 2891
CONFIRMATION NO.: 3247
PHONE NO:
FAX NO: 571-273-8300

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INTERNATIONAL BUSINESS MACHINES CORPORATION

Intellectual Property Law
East Fishkill Facility
2070 Route 52
Hopewell Junction
New York 12533-6531Fax: 845-892-6363
Phone: 845-894-2580

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THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON THE
DATE SHOWN BELOW:

Date of Transmission: JANUARY 12, 2006

Name of Person Making Transmission: Robert Faber

Signature: Robert Faber 1-12-06

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of _____ :

Date:

Bruce B. Doris, et al _____ :

Group Art No: 2891

Serial No. 10/709,248 _____ :

Examiner: Matthew W. Such

Filed: 04/23/04 _____ :

IBM Corporation
Bldg. 321, Zip 482
2070 Route 52
Hopewell Junction, NY 12533

Title: STRUCTURE AND METHOD OF
MANUFACTURING A FINFET
DEVICE HAVING STACKED FINS:

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

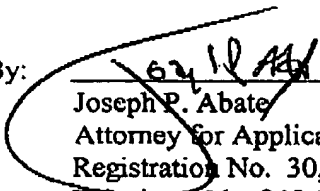
In an Office Action mailed December 13, 2005, the Examiner has required an election
under 35 USC 121 of a single disclosed invention for prosecution.

Applicants elect to prosecute invention I, namely, claims 8 to 20, drawn to a semiconductor device, classified in class 257, subclass 66. This election is made without traverse.

Invention II is hereby withdrawn from consideration.

Respectfully submitted,
BRUCE B. DORIS, ET AL.

By:

 11-Jan 2006
Joseph P. Abate
Attorney for Applicant
Registration No. 30,238
Telephone No. 845-894-4633

10/709,248

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FIS920040081US1